

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

**PROCLAMATION PRESENTED TO TONY DIAZ,
PRESIDENT OF TEACHERS ASSOCIATION OF LONG BEACH**

**PRESENTATION TO GERALD R. MILLER, CITY MANAGER
ON THE OCCASION OF HIS RETIREMENT**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

HEARINGS:

1. 07-0620 Recommendation to receive supporting documentation into the record, hold the public hearing to receive public comment, and if more than two-thirds of the votes received are in favor of District formation, approve the Management Plan, adopt resolution establishing the Andy Street Multifamily Improvement District, fixing the boundaries and providing for the levy of assessment; and increase appropriations in the Parking and Business Area Improvement Fund in the Community Development Department of \$95,087 for the Andy Street Multi-family Improvement District. (District 9)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

2. 07-0621 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of Long Beach Police Athletic League, for a one year boxing/wrestling/karate permit, at 1401 W. 9th Street. (District 1)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

3. 07-0622 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of Bernardo B. Bie and Irma Fernandez, DBA Jeepney Stop, 2380 Santa Fe Avenue, for a Permit for Entertainment Without Dancing by patrons at an existing restaurant. (District 7)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 5:00 p.m. Each speaker is allowed three minutes to make their comments.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

CONSENT CALENDAR: (4 - 25)

4. 07-0610 Recommendation to receive and file report on attendance at the California Contract Cities Association 48th Annual Municipal Seminar on May 17 - 20, 2007, in Indian Wells, CA.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

5. 07-0611 Recommendation to receive and file travel report on the League of California Cities and California Contract Cities Association meetings on May 15 - 20, 2007.

Office or Department: COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

6. 07-0618 Recommendation to adopt resolution in support of Senate Bill 917 introduced by Senator Carol Migden providing a sustainable source of technical and financial support to local watershed partnerships for stewardship activities including watershed planning, management, and restoration.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

7. 07-0612 Recommendation to refer to City Attorney damage claims received between May 17, 2007 and May 31, 2007.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

8. 07-0568 Recommendation to authorize City Manager to execute an agreement and any amendments with The California Conference for Equality and Justice, formerly known as The National Conference for Community and Justice of Southern California, to provide Human Dignity Program Services for a period of one year in an amount not to exceed \$93,000. (Citywide)

Office or Department: CITY MANAGER

Suggested Action: Approve recommendation.

9. 07-0615 Recommendation to adopt resolution accepting funding from the California Department of Justice Spousal Abuser Prosecution Program (SAPP).

Office or Department: CITY PROSECUTOR

Suggested Action: Approve recommendation.

10. 07-0623 Recommendation to approve Community Development Advisory Commission funding recommendations for the Fiscal Year 2007 (FY 07) Nonprofit Assistance Program; and authorize City Manager to execute and amend, as necessary, loan documents with various nonprofit organizations approved for FY 07 Nonprofit Assistance Program in an estimated total amount of \$500,000. (Districts 1,2,6,7,8)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

11. 07-0624 Recommendation to authorize City Manager to execute all related documents to implement a fully amortized loan in the amount of \$500,000, at a fixed interest rate of seven percent per annum and a term of seven years, to Sports Legends, Inc., dba Legends Restaurant. (District 3)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

12. 07-0625 Recommendation to authorize City Manager to execute all related documents to implement a fully amortized loan in the amount of \$200,000, at a fixed interest rate of five percent per annum and a term of 20 years, to Johnny Rebs', Inc. (District 8)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

13. 07-0626 Recommendation to authorize City Manager to execute all documents and subsequent amendments with the State of California Department of Health Services for a Dental Disease Prevention Program, in the amount of \$163,173 for a period of three years, and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$209,373; and execute a service subcontract with a designated service provider. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

14. 07-0627 Recommendation to authorize City Manager to execute amendments to agreements with Los Angeles County in the amount of \$789,694 for a period of two years, to provide Human Immunodeficiency Virus (HIV)/Acquired Immune Deficiency Syndrome (AIDS) case management, outpatient medical, and treatment advocacy services. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

15. 07-0638 Recommendation to authorize City Manager to execute contract amendments and approve an increase of \$653,942 to the current contract total of \$500,000 with Specialized Environmental, Inc., Vizion's West, Inc., Universal Abatement Services, Asbestos Instant Response, Inc., and Watson Painting Corporation for a new collective contract total of \$1,153,942 to perform lead hazard control activities. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

16. 07-0643 Recommendation to adopt amended Salary Resolution for Fiscal Year 2007. (Citywide)

Office or Department: HUMAN RESOURCES

Suggested Action: Approve recommendation.

17. 07-0628 Recommendation to authorize City Manager to execute a contract with Tech Construction, Inc., for making general repairs and remodeling the existing structure of the bandshell building at Bixby Park, in the estimated amount of \$179,000; decrease appropriations in the Capital Projects Fund (CP) in the Department of Public Works (PW) by \$75,550; and increase appropriations in the Capital Projects Fund (CP) in the Department of Parks, Recreation and Marine (PR) by \$75,550. (District 2)

Office or Department: PARKS, RECREATION AND MARINE; PUBLIC WORKS

Suggested Action: Approve recommendation.

18. 07-0629 Recommendation to receive and file the 2006 Long Beach Marine Advisory Commission Annual Report and continue the Commission in its existing format for the next calendar year. (Districts 2,3)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
19. 07-0630 Recommendation to adopt resolution authorizing City Manager to submit a grant application through the Los Angeles County Regional Park and Open Space District, 2007 Competitive Grant Program, in the amount of \$100,000 for the Rosie the Riveter Park Project; and to execute any documents necessary for the implementation and administration of the project, at a total cost of \$115,000. (District 5)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
20. 07-0631 Recommendation to authorize an increase in appropriations in the Capital Projects Fund (CP) in the Department of Parks, Recreation and Marine (PR), in the amount of \$605,000, for the design of the Scherer Park Project. (District 8)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
21. 07-0632 Recommendation to receive and file the application of Tesoro West Coast Company LLC, dba (Undetermined), for a person-to-person transfer of an Alcoholic Beverage Control License, at 907 East 7th Street, with existing conditions. (District 1)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
22. 07-0633 Recommendation to receive and file the application of Kim Eun Joo, dba Plaza Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6537 East Spring Street, with existing conditions. (District 5)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.

23. 07-0574 Recommendation to authorize City Manager to execute a contract with ProForce Marketing, Inc., for the purchase of taser equipment and accessories in an amount not to exceed \$200,000. (Citywide)

Office or Department: POLICE; PARKS, RECREATION AND
MARINE; PUBLIC WORKS

Suggested Action: Approve recommendation.

24. 07-0634 Recommendation to adopt resolution authorizing City Manager to execute a contract with Parkeon, Inc., in an amount not to exceed \$350,000 to purchase up to 41 multi-space parking meters without advertising for bids; and increase appropriations in the Tidelands Fund (TF 411) and the Department of Public Works (PW) by \$190,000 for the immediate purchase of 20 multi-space parking meters for installation at The Pike. (District 2)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

25. 07-0619 Recommendation to receive and file minutes of:
Harbor Commission - May 14, 2007.
Parks and Recreation Commission - April 19, 2007.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

26. 07-0648 Recommendation to request City Attorney to draft an ordinance establishing flag protocols for the City of Long Beach.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

27. 07-0614 Recommendation to request City Attorney to prepare a resolution directing that the official flag of the City of Long Beach be lowered to half-staff for one day when a Long Beach resident is killed in active military service. Additionally, a City of Long Beach flag shall be given to the next of kin of the slain member of the military with a proclamation expressing the sorrow and gratitude of the citizens of Long Beach.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

28. 07-0613 Recommendation to request City Manager to report to the City Council on development of a "Neighborhood Character Stabilization" (NCS) plan to prevent the demolition of character defining structures. The "NCS" could include an educational component, financial incentives and design guidelines and permitting to enforce adaptive re-use and restoration.

Office or Department: COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

29. 07-0641

Recommendation to request City Manager recommend a plan for using our Lincoln and Broadway/Civic Center parking structures for visitors to the downtown during high volume evenings and special events that would include, but not be limited to, the following information for the City Council to consider:

- Estimated costs of improving facilities in preparation of both structures being used by the public;
- Estimated costs for operating and securing both structures during time of use by the public;
- Estimated timeline for making each structure operational for public use;
- Potential revenue stemming from public use and a timeline for relieving debt incurred for facilities improvement;
- Recommended days and times for opening and closing both structures; and

Request City Manager return to the City Council within thirty days to discuss the costs and benefits of the recommendation.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT

Suggested Action: Approve recommendation.

30. 07-0645

Recommendation to request City Manager to return to the City Council in thirty days with an update on staff's efforts to implement the Shopping Cart Ordinance (Long Beach Municipal Code Chapter 8.61), adopted by the City Council on March 21, 2006.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT; VICE MAYOR BONNIE
LOWENTHAL, COUNCILMEMBER, FIRST
DISTRICT; COUNCILMEMBER PATRICK
O'DONNELL, FOURTH DISTRICT

Suggested Action: Approve recommendation.

31. 07-0646 Recommendation to refer a discussion of polystyrene to the Environmental Committee with the goal of returning to City Council with recommended action to address polystyrene use and related issues. Discussion should include, but is not limited to, recycling programs, best practices in neighboring cities, and limiting the use of polystyrene citywide.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT; VICE MAYOR BONNIE
LOWENTHAL, COUNCILMEMBER, FIRST
DISTRICT

Suggested Action: Approve recommendation.

32. 07-0647 Recommendation to request City Manager and the Environmental Committee to work with the Environmental Services Bureau, appropriate staff, business stakeholders and members of the environmental community to develop a proposal for a Long Beach Plastic Bag Reduction program. The components of this program may include, but are not limited to, consumer incentives and recycling programs.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT; VICE MAYOR BONNIE
LOWENTHAL, COUNCILMEMBER, FIRST
DISTRICT

Suggested Action: Approve recommendation.

33. 07-0649 Recommendation to receive and file a presentation from the Long Beach Health Department and Water Quality Task Force regarding the City's efforts to improve beach water quality.

Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT;
COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT

Suggested Action: Approve recommendation.

34. 07-0636 Recommendation to set the schedule for the workshops and hearings on the Fiscal Year 2008 (FY 08) Proposed Budget to hear presentations by the Mayor, Budget Oversight Committee, City Manager and City Department representatives and to provide an opportunity for all interested persons to be heard regarding the Proposed Budget. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

35. 07-0637 Recommendation to adopt resolution requesting the Board of Harbor Commissioners to approve the transfer of \$15,399,535 from the Harbor Revenue Fund (HR) to the Tidelands Operating Fund (TF) as of October 1, 2007; and

Request the Board of Harbor Commissioners to make said transfer in equal quarterly installments on October 1, 2007, January 1, 2008, April 1, 2008 and July 1, 2008. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

36. 07-0639 Recommendation to authorize City Manager to execute a fifth amendment to Lease No. 17448 between the City of Long Beach and American Golf Corporation for the removal of operational oversight of approximately 38,760 square feet of land and building area, more commonly known as 6730 East Carson Street, from the leased premises. (District 5)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

37. 07-0640 Recommendation to authorize City Manager to execute a lease between the City of Long Beach and Special Olympics Southern California, Inc., for use of approximately 38,760 square feet of City-owned land and building area, more commonly known as 6730 East Carson Street, to be used as office space for a term of three years, through June 30, 2010, with two one-year renewal options; and authorize City Manager to execute amendments to extend the lease term. (District 5)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

38. 07-0642 Recommendation to request the Planning Commission to study and recommend amendments to the Southeast Area Development Improvement Plan (SEADIP), Planned Development Area Number One. (District 3)

Office or Department: PLANNING AND BUILDING

Suggested Action: Approve recommendation.

ORDINANCES:

39. 07-0616 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Subsections 114 and 115 to Section 10.14.020 (A) relating to one-way traffic operations read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

40. 07-0617 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 2.52.020 related to Public Safety Advisory Commission read the first time and laid over to the next regular meeting of the City Council for final reading.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

41. 07-0635 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Section 5.40.065 relating to the sale or display of goods on the public sidewalk read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

42. 07-0592 Recommendation to declare ordinance amending Chapter 16.16 by adding Subsection S to Section 16.16.010 of the Long Beach Municipal Code prohibiting trespassing on fenced, gated, or otherwise enclosed Parks, Recreation, or Marine grounds or facilities outside of posted hours of operation without prior authorization from the Director of Parks, Recreation, and Marine, read and adopted as read.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT

Suggested Action: Approve recommendation.

43. 07-0589 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 14.20.200 (C) relating to newsracks in Belmont Shore, read and adopted as read. (District 3)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

44. 07-0596 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 10.24.030 and by adding Section 10.24.050 all relating to traffic control and parking restrictions, read and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Thursday afternoon.

45.

46.

47.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Tuesday, June 5, 2007 – Elections Oversight Committee at 1:00 P.M., Council Chamber.

Tuesday, June 5, 2007 – Housing and Neighborhoods Committee at 2:30 P.M., Council Chamber.

Tuesday, June 5, 2007 – Economic Development and Finance Committee (Attorney/Client) at 4:30 P.M., 14th Floor Large Conference Room.

Monday, June 11, 2007 – Joint Meeting of Transportation and Infrastructure Committee and Housing and Neighborhoods Committee at 6:30 P.M., Council Chamber.

Tuesday, June 12, 2007 – Housing Authority at 4:30 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, June 12, 2007 – Hearing to authorize a Disposition and Development Agreement for the sale of Agency-owned property at 421 Broadway to Lyon West Gateway, LLC (Developer). (District 1)

Tuesday, June 12, 2007 – Hearing for The Gaslamp, LLC, dba Gaslamp Restaurant and Bar, at 6251 E. Pacific Coast Highway, for a Permit for Entertainment With Dancing at an existing restaurant. (District 3)

Tuesday, June 19, 2007 – Hearing for consideration of an Appeal of the Planning Commission's decision to adopt Mitigated Negative Declaration ND 11-06 for the Belmont Pier Boat Mooring Project (Case No. ND 11-06). (District 3)

Tuesday, June 19, 2007 – Continued hearing on appeal of Planning Commission decision to approve an Administrative Use Permit and Local Coastal Development Permit to legalize four dwelling units creating a total of eight dwelling units at 1826-1932 E. 1st Street (Case No. 0610-12). (District 2)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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